G. R. S. 59]

GENERAL AND REVENUE SECRETARIAT.

1907.
(Muzrai)

File No. 183

Serial Nos. 1 — 4

Papers Filed.

Month April 1908.

SUBJECT.

Management of the Sankebailu Matt in Kolar Town.

PREVIOUS REFERENCES.	LATER REFERENCES.
	Muz A 101-08 Sls ~~1-4~~ 45 163-09 Sls 1-42 4452 — 1910

Muz. 8]

1907.

MUZRAI SECRETARIAT.

OFFICE NOTE.

File No. [illegible]

SUBJECT.

[illegible]

From

[illegible]

No. [illegible] dated [illegible]

[illegible]

File No. 183 of 1907 | Muzrai Secretariat.

GPB—1,000—11-6-09

Muzrai Secretariat | File No. 183 of 1907.

who decided on the 21st March
1906 that Channamallappa
& others were employed to
manage a Dharmasala and
until a properly qualified
person was appointed, Siddaiya
might continue managing
under orders of Channamallappa
& others that it was their
duty to appoint one Kotturaiya
as Dharmasala manager instead and that
the Assistant Commissioner's
orders should be given effect to.

Again Channamallappa
and 2 others petitioned the Assistant
Commissioner stating that Siddaiya
had caused loss to the Dharmasala
and praying that they might
be permitted to look after the
affairs of the Dharmasala

File No. 183 of 1907 | Muzrai Secretariat

[illegible] Mr. Sankaralinga Iyer

Muzrai Secretariat | File No. 183 of 1907

always resided in his family, that Siddaiya who was temporarily appointed by Govt to cut the trees belonging to Govt, that under orders of the Dy Commr (Mr K. P. Puttanna Chetty) he was put in possession of the Mutt, the trees & belonging to it, that Siddaiya did not prefer any appeal to Govt against the aforesaid order & that when everything had been finally settled the Deputy Commr (Mr. C. Srikantaiya, M.A.) directed the restoration of the Mutt to Siddaiya on a petition presented to him. The appellant contends that the foregoing order is ultra vires & prays for its being set aside.

File No. : 183 of 1907 | Muzrai Secretariat

Muzrai Leg'l remarks:—

The Dy Commr: Mr K P. Puttannashetty's order was to the effect that Channamallappa and others had the right to manage the affairs of the matt and that until they nominated a proper person for the management, Siddaiya might continue in the management working under the orders of Channamallappa & others.

Subsequently, the Amildar Mr Anantharamiengar removed Siddaiya because on personal inspection he found that the matt had been neglected by Siddaiya & that trees belonging to the matt had been cut. This was done in the petn of Channamallappa & it shows that Siddaiya was not acting as Subordinate

Muzrai Secretariat | File No. 183 of 1907

to Channamallappa. The present Dy Commr Mr Srikanteswara Iyer has cancelled the Amildar's order because that order was passed on the Amildar's own authority.

Anyhow it seems clear that Siddaiya has not been conducting the affairs of the Matt satisfactorily and there is no reason why he should not be removed considering that he has no right or claim over the Matt having been appointed but an agent in 1901.

Under these circumstances, Channamallappa & others may be directed to manage the Matt, appointing a local man of their own to look after its affairs. The Dy Commr may be asked to fix a time within which the appointment should be

File No. 183 of 1907 | Muzrai Secretariat

made and to see that the person
to appointed is fit for it.

396
1.4.08
Submitted to the 2nd Commissioner

Thumbakara Rao
4/4/1908

approved
1/4/08

Draft
1/4/08

(1)
Draft submitted.
AD
20/4/08

To. The Revenue Commissioner in Mysore
dy. Comm^r., Kolar dt.
No 4750-1 D/25.4.08

Issue
21/4/08

directs the removal of Managers
Siddaiya and restores the manage-
ment of the Matt to Lekamma-
mallappa and others, on condition
of Appeia their appointing an
Agent within the period fixed by
the Deputy Commissioner

GPB—3,000—25-9-07

AV

17/08

Rev. Comr Form 12

Muz F 183-07-1

190

From B. Ramaswamaiya,
~~A. RUNGASWAMI IYENGAR~~, Esq., B.A., B.L.,
Assistant-Commissioner in charge Revenue Commissioner's office, in Mysore.

To

The Secretary to the Government of
H. H. the Maharaja of Mysore,
Muzrai *Department*

Dated 6th
Despatched 8th January 1908.
Received
No. 5764

Enclosure No. 8 214

Forwarding papers relating to the Appeal of Chennabasappa of Bangalore, in the matter of the appointment of a Manager to the Sambebyla Mutt, at Kolar.

No. 6964

OFFICE OF THE REV. COMR. IN MYSORE

Bangalore 6th January 1908. 190 8

FROM

B. Ramaswamaiya,
~~A. RANGASWAMI IYENGAR.~~ ESQ., B. A., B. L.
Asst. Comr. in charge *Revenue Commissioner's* ~~*in Mysore.*~~ office.

TO

The Secretary to the Government of His Highness
the Maharaja of Mysore,
Muzrai *Department.*

SIR,

I have the honor to forward herewith the marginally noted papers relating to the appeal of Chenna Mallappa of Bangalore in the matter of the appointment of a manager to the Santebyle Matt at Kolar, as I have no jurisdiction in the matter, the Matt in question being treated as a Muzrai institution.

1. Petition of appeal No.12669 dated 15-4-07 & its 4 enclosures, from Chenna Mallappa.
2. Letters Nos.8160/467 & 1082/67 dated 22-5-07 & 17-8-07 respectively from the Deputy Commissioner Kolar.
3. The vernacular records received with the Deputy Commissioner's letter No.1082/67 dated 17-8-07.

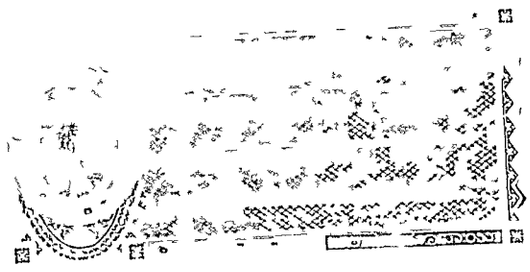
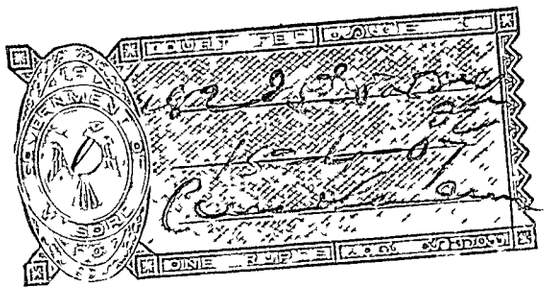
I have the honor to be,

Sir,

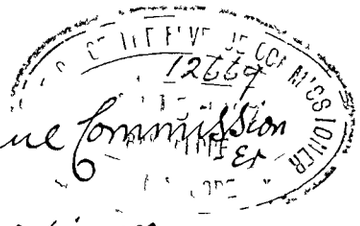
Your most obedient servant,

For Assistant Commissioner in
charge Revenue Commissioner's Office.

H.M.R.

To



The Honorable the Revenue Commissioner
Mysore Province

Encls. (4) rcts. with Govt order 25/4. Revenue mis. appeal.

Appellant. Veenay Vidvan K. Chenna-
mallappa

Vs

Respondent. Siddayya

The appellant Kagu das Veena Vidvan Chennamallappa residing at Ballapurpet, Bangalore City, most humbly and respectfully begs to prefer this appeal against the Order passed by the Deputy Commissioner of Kolar dated 12-3-07. and Communicated to the appellant on 10-4-07 as per endorsement and notice herewith produced on the following grounds.

1. The Santibagle mutt in question is the private institution of the appellant

founded by the appell
cestors being managed
managers appointed by the
Hakdars. (appellants' ancestors
and appellant)

2. When the appellant came to
know that the Respondent Siddayya
cut the trees pertaining to the Mutt
on the strength of his being nomin-
ated by the Government as mana
-ger, the appellant who was no
party for those pro-ceedings pro-
tested against those proceedings
on the ground that the appell-
ant is the hakdar to the Mutt
and that the Government
interference was illegal, by
means of an application to the
Deputy Commissioner of Kolar
which was duly enquired
into and was decided in favour
of the appellant on 19-1-05;
authenticated Copy of which
is herewith filed. The Respondent
was a party to these proceedings.

3 The Respondent did not prefer any appeal against this Order dated 19-1-05.

4. The appellant in pursuance of the said Order passed in his favour, petitioned the Deputy Commissioner of Kolar on 17-3-06 praying to remove Siddayya from the Managership and to restore the possession of the mutt; so that it may be looked after by the appellant or nominated agent; and got an endorsement which is herewith filed.

5. As per Order of the then Deputy Commissioner, K. P. Puttannashetty Esqre, the Amildar issuing an ~~Order~~ to the Shaikdar delivered the property and the trees to the appellant taking ~~the~~ proper muchalika from the appellant and Respondent on 4th and 10th August 1906.

6 The Respondent Siddayya did not even prefer any appeal to the ernment ainst this Order.

New appeal no 33 of 06-07
Posted to 27/7/07

OFFICE OF THE REVENUE COMMISSIONER
No 1453
1907 MAY 25. 1907
BANGALORE.

From
The Deputy Commissioner
Kolar District.

To Revenue - Commissioner
in Mysore.

Dated 22nd May '07
Despatched 22
Received
General No. 8760
No. 467
Enclosure No. 5 + 1 file.

Reporting on the petition of Veeraa Vidwan K. Channamallappa of Bangalore, re the restoration to him of the management of the Sauté byle Math in the Kolar Town.

M.L. Ref Cy
BD
25.5.07

Submd
Rep put up
MK
Subd 27/5/07
This appears to be a purely mercantile matter + as such outside the jurisdiction of this office
BD
27.5.07

Kolar Deputy Commissioners Office

Dated 21st May '07.

From,

C. Srikanteswara Aiyar Esqre B.A, B.L.,

Deputy Commissioner

Kolar District.

To,

A. Rangaswami Iyengar Esqre B.A., B.L.,

Revenue Commissioner in

Mysore.

Sir,

With reference to your official memorandum No. 11824 dated 15th April 1907, forwarding for report a petition of Venu Vidwan K. Channamallappa of Bangalore, praying for the restoration to him of the management of Sankarlyle Matt in Kolar town, I have the honor to submit herewith the entire correspondence connected with the case ending with this Office No. 670 dated 3rd march 1907, and to state as follows: —

2. The matt in question was founded by one Kaggadas an a for the benefit

of people attending the Sauthe or fair at Kolar and was under the management of the descendants of the original founder Gangappa, till the last manager Chayamma died in the year 1901.

3. There was a dispute as to the transfer of the patta of the lands granted for the maintenance of the matt and after a regular enquiry, Mr. K.R. Srinivasa Iyengar, the then Assistant Commissioner of the Kolar Division, registered the lands in the name of the matt and with the sanction of the Deputy Commissioner appointed one Jangam Siddaya as the manager of the matt. (Vide Deputy Commissioner's Order No. 50 dated 14.2.02).

Flag IV

4. On 11.7.04 the petitioner submitted an application to the Deputy Commissioner stating that the matt was built by his ancestors, that it was under their management during their lifetime, that it was in his charge after their death and that therefore the respondent Siddayya who had been appointed without his knowledge should be removed, and the management of the Institution should be restored to him.

5. Thereupon the same Assistant Commissioner in charge of the Hagalavadi Kolar Division, (Mr. K. R. Srinivasa Iyengar) after enquiry, reported that the petitioner was one of the descendants of the original founder and that besides him there were three more surviving

surviving members who were also equally hakdars, that if they all came to an understanding as to who should be appointed manager, their wish could be considered and given effect to and that till they do unanimously recommend a person, the present manager Siddayya (Respondent) might continue as Manager.—

6. Against this order, the petitioners appealed to the then Deputy Commissioner, (Mr. K. P. Puttanna Chetty) who dismissed the appeal and confirmed the order of the Assistant Commissioner, on the 26th March 1906.

7. On 26th July 1906, the petitioners (1) Veere Vidwan Chamamallappa and (2) J

(2) Gurusangappa, (3)
-mallappa and (4) Nanjunda-
-ppa — all the four hak-
-dars of the matt —
petitioned the Amildar of
Kolar, praying that among
themselves, Chamamallappa
and Gurusangappa might
be allowed to look after the
affairs of the matt, instead
of the respondent Siddayya,
who, they alleged, had caused
loss to the Institution. —

8. The amildar issued
orders for placing the
matt in possession of
Chamamallappa and Guru- Hug N.
-sangappa with the help of
Police should Siddayya
come in their way. Accord-
-ingly Siddayya (respondent)
was removed from the
matt and Chamamallappa
and Gurusangappa were
placed in charge of the Lands,
Or

9. On the respondent Siddayya representation of the fore-going facts to the Sub Divisional officer - Kolar, (M/s K Srinivasa Rao), the latter reported that the Amildar's action was ultra Vires in ousting Siddayya who had been duly appointed by the Deputy Commissioner and sought instructions as what should be done in the matter.

Vide Sub Div. officer's report No. 325 dated 9th Sept. '06.

10. The Sub Division officer was thereupon directed to revise the order of the Amildar. - which was accordingly done by restoring the matt to the respondent.

11. Against this action of the Sub Division officer, Channamallappa appealed to

to the Deputy Commissioner, who, on perusing the records and hearing the Pleaders for the appellant and being convinced that it would be for the benefit of the Institution to have a resident manager, dismissed the appeal and upheld the order of the sub Division Officer, on 13th March 1907. The present appeal to the Revenue Commissioner is against this order.

Hag X.

12. The appeal petition together with its enclosures are herewith retransmitted with the observation that if the petitioner or any of the Hakdars are prepared to stay at Kolar and manage the Institution satisfactorily, there could be no objection to their doing so, but that to give any of them non residents —

- non-residents - the manage-
-ment while they prefer to
be elsewhere, will simply be
to convert the matt into
a den for undesirables and
bad characters as it once
was, rendering the place
and its vicinity insanitary
and objectionable on various
grounds. —

I have the honor to be,
Sir,
Your most obedient Servant,

Endorsed,
for Deputy Commissioner
Kolar District.

THE OFFICE OF REVENUE COMMISSIONER
NO 2509
1907 19/8/07
BANGALORE
* IN MYSORE *

From

C. Srikanteswara Ayyar Esquire
B A B L

Deputy Commissioner
Kolar District

To

A. Rungaswami Ayengar Esquire
B A B L

Revenue Commissioner
in mysore

Dated

Despatched 17. 8. 1907.

Received

General No. 1082
No. 67

Enclosure No. file of V P
2 - 4

Sir,

with reference to your letter no 2182/VP dated 9/12th instant requesting five reasons for considering the santebyle matt in the Kolar town, a Muzerai Institution, I have the honor to enclose extract from the Register of Muzerai Institutions endowed with Inam lands, from which it will be seen, that the matt in question, has been recognised as a Muzerai Institution.

2. The file of Vernacular papers received with the above is herewith resubmitted.

I have the honor to be
sir
your most obedient servant

For Deputy Commissioner
Kolar District

Register of Sircar-in-Inam Titles

Revised and

No:	Name of Institution	Title-deed for the Grant		Description of Inam	Conditions of the Grant	Locality of Inam		
		Taluk in which the title-deed is issued.	No. of title-deed.			Taluk		Village
x	x	x	x	x	x	x	x	x
11	Sanke Vailu Math	- -	355/997	Swadaya	For support of the Jangam mati-	Kolar	Kolar	Amani
x	x	x	x	x	x	x	x	x

Office of the Dewan of Mysore

Mauzai Department

Dated Bangalore 18th April 1903.

157 Kolar District

901 =

Old extent	Survey No.	Assessment.	Quantity of land	Amount assessed	Quit-rent to be imposed	Remarks
H. K.	Rs. As.			Rs. As.	Rs. A.	A. P. Rs. A.
61	0-5-0	3-10-2	Wet 36 part	1-0	6-8	

(Signed) L. Anantharaumi Row
Deputy Secretary
Mysore Government

Extract"

[illegible]
Deputy Commissioner
Kolar District

Dft. for approval.

Muz. 1] Muz A 183-07-2

29.1.08

190

From

The Secy to Govt,
Mysore.

To

The Superintendent
of Inam Settlements
in Mysore

Dated

Despatched

Received

General No.

No.

Enclosure No.

Has the honor to request that an extract of the details of Inam register pertaining to the grant of Inam lands in Amanikere village of the Kolar Taluk, for the up-keep of Santebailu mgtt in the Kolar town may be kindly forwarded to this office for reference

By order,

Dft

Secretary

C P L—3000- 19-9-07

Inam Superintendent's office

(Camp) Sirab, dated 6/10 February 1908

No. 87

Enc. 1 copy of Inam Register

Mer. A 182 07-2

To,

The Secretary to the Government

of Mysore, Muzrai Depart.

MYSORE GOVERNMENT 32360 MUZRAI SECRETARIAT

Sir,

As requested in your docket No. 3492

dated 31st January 1908, I have the honor to

forward herewith, a copy of the Inam Register

of the lands endowed for the up-keep of Sambebih.

Math in the Kolar Town.

I have the honor to be,

Sir,

your most Obedient Servant

D Ramachar

Superintendent of Inam

Settlements in Mysore.

Copy of Register of Inams in the village of Kolar Amanikere — in the

CLASS, EXTENT AND VALUE OF INAM

Number of case or entire holding under one grant in this village	General class to which the Inam belongs	Survey No. and name of field or fields comprised in the grant. Dry, wet or garden	Extent	
			Local measure. Even where the local measure is in acres, guntas, and annas, it is to be entered in this column	Measure in acres and their fractions in decimals
1	2	3	4	5
7	I.D. No 1081 997 Jangam Inam	Sur. No: 6/9	As per 1832 0-5-0	51

(4900/)

in the Taluk of Kolar

		DESCRIPTION, TENURE AND	
Old assessment	Survey assessment	Description of Inam If for service, it is to be stated whether the service is continued. If for tanks, buildings, &c, whether they are efficiently kept up Hereditary or for life	Whether free of tax, &c, or liable to quit-rent, i e, jodi, &c, amount of latter to be entered
Where no survey has been made and no assessment fixed by Government, the cess paid by the raiyats to the Inamdar, or the average assessment of similar Government land, should be entered in column 7			
6	7	8	9
P 1-2-8 or Rs 3-10-2		For the support of Sanke by boo matt at Kolar. The matt is in good order.	Free

By whom granted and in what year	Written instruments in support of the claim, original sannad, all miscellaneous documents, and other proofs of long possession. In this column it should be stated whether the Inam is held with or without grant whether the grant is produced or lost, &c., and the general specification of terms of all documents produced should be given.
10	11

NAME AND RELATIONSHIP OF ORIGINAL GRANTEE AND

Name of original grantee	Name entered in the register prepared by Poorniah up to 1810	Name entered in the accounts subsequent to 1810
12	13	14
	1801 Jany Sanke ley boo Nath Kothmaiya het 0-5-0 P 1-2-8 Jany	1832 Tatadaiya Byloo Nath helt 0-5-0 P - 1-2-8 Jany
		1859 Jany am Kothmiya at - 0-11-15½

of the

OF SUBSEQUENT AND PRESENT HOLDERS

Particulars regarding present owner. If the inam has been subdivided, the name, &c., of each sharer should be entered in the columns.			
Residence, name and age, &c.	Relation to original grantee or subsequent registered holders	Surviving heirs of the present incumbent	If unconnected with the original holders, possession how obtained, and in what year
15	16	17	18

Kolar

Sante leyboo Nath

—

managers

Mallappa

Nagappa

Ranjundiah

LENGTH OF POSSESSION

Abstract of the orders already issued by the Commissioner or the Superintendent of the Division on lapses regarding validity or excess of the Inam. Assistant's opinion and recommendation	Review by the Special Assistant and confirmation by the Inam Commissioner
19	20
a whole grant 8.1.74 (Sd) S. R. To be confirmed free of tax. (Sd) Syed Nasaruddin Offg Asstt. 25 July/72	Confirmed free (Sd) J. Puckle 3-7-73 Copy D. Ramachandra Rao Superintendent of Inam Settlements in Mysore Inam Supdt's Office (Camp) Sirab dated 6th Feby 1908 Compd.

Draft. as per orders

Mus A 1885-07--4

Read:

Letter no. 6964 dt

6th January 1908 from

the Rev. Commissioner

in Mysore forwarding

papers relating to the

Appeal of Lokenamallappa

of Bangalore in the matter

of the appointment of

a manager to the Sante-

bylu matt at Kolar

Letter no. 81 dated

6th February 1908 from

the Superintendent of

Inam Settlements in

Mysore forwarding copy

of the Inam register

of the lands endowed

for the up-keep of the

above matt

Cover thereon no. Dy.
C/o. 4750-10/25.4.88

The Santebyglu matt Rec'd 4-4-1988
at Kolar is a Muzrai
institution endowed with
Inam lands.

2) In the Kolar
Dy. Commrs. report received
under cover of the Rev.
Commrs. letter read above,
the matt is reported
To have been founded
by one Kaggadas Jangappa
for the benefit of the
people attending the Sante (Jain)
and To have been under
the management of the
descendants of the original
founder till the last manager
died in 1901.

There was a dispute regarding the transfer of the patta of the matt lands and by order of the Dy. Commr on the 14th February 1902, the lands were registered in the name of the matt and one Siddaiya was appointed as its manage

In July 1904, Veene Venkata Subramanallappa appealed to the Dy. Commr representing that his ancestors built the matt and were managing it and that Siddaya who was appointed without his knowledge should be removed. Mr K. R. Srinivasiengar Asstt Comr who enquired into the

matter reported that
Ishwaramallappa was one
of the descendants of
the original founder
and that until ~~the~~ he and
other Nakdars appointed
another man of their
own to manage the matt.
Siddaiya might continue
in ~~it~~ management of it.
Against this, Ishwaramallappa
appealed to the Dy. Commr
Mr K. C. Puttanna Chetty,
who directed on the 21st
March 1906 that Channa-
~~Basa~~-mallappa and others
were competent to nominate
a manager and until
a properly qualified
man was appointed,
Siddaiya

manager under the orders of Lakshmanamallappa and others that it was their desire to appoint one Kothwal as manager instead and that the Assistant-Commrs. orders should be given effect to.

(3) Again on the petition of Lakshmanamallappa and 3 others, the Amildar Mr. Anantaramiengar removed Siddiya because on personal inspection he found that the mate has been neglected by Siddaiya and that the trees belonging to the matt has been cut and he issued orders for placing Lakshmanamallappa and

3 others in possession of the matt with the help of the Police should Siddaiya come in their way. Siddiya appealed to the Dy. Commr. Sri Kanteswara Iyer who reversed the Amildar's orders and directed - Siddaiya's Re-instatement in march 1907.

(4) Against the foregoing order of the Dy. commr, Ichennamallappa appealed to the Rev. Commr., who has transferred the same to Govt. in the Muzrai Deptt the Appellant urges that the matt was constructed by his ancestors.

that its management always vested in his family that Siddaya who was temporarily appointed by Govt. cut the trees ~ belonging to the matt that under orders of the Dy. commr. (mr. K. S. Sultanna chetty) he was put in possession of the matt & its endowments ~~the trees &c belonging to it~~. that Siddaiya did not prefer any appeal to Govt. and that when everything has been finally settled, the present Dy. commr. (mr. C. Srikanteswara Iyer) directed the restoration of the matt to Siddaiya on a petition presented to him. the appellant

prays for the aforesaid
~~foregoing~~
order being set aside.

(5) Govt observe that the
Hon'ble Dy. Commr
Mr K. P. Subrama chetty's
order was to the effect
that Lokanamallappa
and others has the right
to manage the affairs
of the matt and that
until they nominates
a proper person for
the management, Siddaiya
might continue in the
management working under
the orders of chennamallappa
and others. The fact
that Siddaiya neglects
the matt and cut trees
belonging to ~~the matt~~ it
shows that he was not
acting as subordinate

to Chennamallappa.

It seems clear that Saddaiya has not been conducting the affairs of the matt satisfactorily. The Govt therefore direct that he should be removed considering that he has no right or claim over the matt having been appointed to it only in 1901. Chenna mallappa and others should be restored to the management of the matt, appointing a local man of their own to look after its affairs. The Dy. Commr is requested to fix a time within which

The appointment should be made and to see that the person so appointed is fit for it. ~~Siddaiya should be evicted from the Mutt and the Mutt & its endowments~~ The appellant should be informed accordingly. ~~made over to Thamm Gowda. The va of the trees cut by Sidd Should be recovered from him & ma over to thammana~~

(Sd.) 21/4/08
Secretary.

21/4/08

To,

The Rev. Commr. in mysore.

The Dy. Commr., Kolar District. returning the records.